

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

Dated this the 26th day of May 1998

P R E S E N T

THE HON'BLE MR. R.P. SETHI, CHIEF JUSTICE

A N D

THE HON'BLE MR. JUSTICE M.B. VISHWANATH

WRIT PETITION Nos.15807-808/1994,

21960-961/1993 and 24291-A1 to A-140/1995

IN W.P. Nos.15807-808/94

BETWEEN :

1. The Gokula Education
Foundation (Engineering),
by its Chairman,
2. Sri. M.S. Ramaiah Institute
of Technology,

Both are rep. by their
Chairman, Sri. M.R. Jayaram,
'Gokula', Bangalore.

.. PETITIONERS

(By Sri. B. Veerabhadrappe, Adv.)

AND :

1. state of Karnataka,
by its Secretary,
to the Department of Education,
M.S. Building, Bangalore.

.. 2

2. The Director of Technical Education in Karnataka, Seshadri Road, Bangalore.
3. The Bangalore University, by its Registrar, 'Jnana Bharathi', Bangalore.

.. RESPONDENTS

(By Sri. A.V.S. Reddy, A.G.A,
for R1 & R2,
Sri. N.K. Patil for R3)

.. ..

IN W.P. Nos.21960-961/1993

BETWEEN :

IN W. P. No.21960/93

1. The Gokul Education Foundation (Engineering),
2. The M.S. Ramaiah Institute of Technology,

Both are rep. by their Trustee
Sri. M.R. Jayaram,
'Gokul', Bangalore.

IN W.P. No.21961/93

1. The Gokul Educational Foundation (Medical),
2. Sri. M.S. Ramaiah Medical College,
3. Sri. M.S. Ramaiah Dental College,
4. M.S. Ramaiah Nursing College,
5. M.S. Ramaiah College of Nursing,

6. M. S. Ramaiah College of
Pharmacy,

All the petitioners are
rep. by their trustee,
Sri. M.R. Jayaram,
'Gokul', Bangalore.

.. PETITIONERS

(By Sri. B. Veerabhadrappe, Adv.)

AND :

1. State of Karnataka,
by its Secretary,
Department of Education,
Multistoreyed Building,
Bangalore - 1.
2. Director of Medical Health,
Bangalore Dist., Bangalore.
3. Director of Technical Education,
Bangalore Dist., Bangalore.
4. Medical Council of India,
by its Secretary,
Kotla Road,
New Delhi.
5. Dental Council of India,
by its Secretary,
Kotla Road,
New Delhi.
6. Pharmacy Council of India,
by its Secretary,
New Delhi.
7. Nursing Council of India,
by its Secretary,
New Delhi.

.. RESPONDENTS

(By Sri. A.V.S. Reddy, A.G.A.
for R1 to R3)

IN W.P.No.24291 A-1 to A-140/95

BETWEEN :

1. Gokula Education Foundation,
by its Chairman,
Gokula Extension,
Gokul, Bangalore.
2. Sri. M.S. Ramaiah Institute of
Technology, by its Principal,
Sri. B. Krishna, Gokula,
Bangalore.

.. PETITIONERS

(By Sri. B. Verabhadrappa, Adv.)

AND :

1. The State of Karnataka,
by its Secretary,
The Department of Education,
M.S. Building,
Bangalore.
2. The Bangalore University,
by its Registrar,
Jnana Bharathi,
Bangalore.
3. Director of Technical
Education in Karnataka,
Palace Road,
Bangalore.

.. RESPONDENTS

(By Sri. A.V.S. Reddy, A.G.A.
for R1 & R3,
Sri. N.K. Patil, for R2)

.. .. .

These writ Petitions are filed under Articles
226 and 227 of the Constitution of India.

W.P. Nos.15807-808/1994 are filed with a prayer to declare all admission made to respondents by spot elections on 29.10.93, 11.11.93, 15.11.93, 27.11.93 as illegal and violative of Rule 9 and 10 of 1993 Admission Rules and directions of Supreme Court and to direct respondents not to take those admissions to consideration while determining the excess nature of admissions made by petitioners and etc.,

W.P. Nos.21960-961/93 are filed with a prayer to quash the Sec.2(3), 3, 4, 5, 6 and 14 of the Kar. Educational Institution (Prohibition of Capitation Fee) Act 1984 and etc.,

W.P. No.24291/1995 is filed with a prayer to direct the respondents to approve all admissions made to petitioners college during academic year 1994-95 according to university Regulation and to announce their results irrespective of approval of R2 and etc.,

These writ Petitions coming on for hearing this day, the Hon'ble Mr. R.P. Sethi, Chief Justice, made the following:-

CJ & MBVJ
26-5-1998

W.P.Nos. 15807-15808/1994,
21960-21961/1993 and
24292-A1-to A-140/95.

O R D E R

CHIEF JUSTICE:

We have heard the learned Counsel appearing for the parties and perused the records.

2. Learned Counsel appearing for the petitions^{er} submitted that his clients would be satisfied, if directions similar to those made in Writ Appeal No.6017/96 and connected matters Decided on 22nd of October 1997 are issued in these writ petitions also for consideration of their cases. While disposing of the aforesaid appeals, this court had made certain observations, keeping in view the interests of the students. we are of the opinion that interests of justice would be served if similar observations are deemed to be made in these writ petitions also.

3. Writ Petitions are disposed of with the direction that the directions issued and observations made in Writ Appeal No.6017/96

and connected matters shall be deemed to be applicable to the petitioners in these writ petitions as well.

4. Respondents may consider their cases for regularisation also in accordance with law.



Sd/-
Chief Justice

Sd/-
JUDGE

OVP*